

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

-----X
HOSHINO GAKKI CO., LTD.,)
)
Opposer,)
)
v.)
)
STANLEY WORLD, LTD.,)
)
Applicant.)
-----X

Opposition No.

91173376



11-09-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #51

Re: Trademark Application Serial No. 76/629,488
Mark: MONKEY GRIP
Filed: January 27, 2005
For: Grips and handles for guitars and other stringed instruments, in
International Class 15
Applicant: Stanley World, Ltd.

APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

Applicant Stanley World, Ltd. ("Applicant") by its attorneys Janvey, Gordon, Herlands, Randolph & Cox LLP, hereby answers the Notice of Opposition (the "Opposition") of Hoshino Gakki Co., Ltd. ("Opposer"). Any allegation not specifically admitted hereinafter is denied by Applicant.

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Opposition.
2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 2 of the Opposition.

3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Opposition.

4. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 4 of the Opposition.

5. Applicant admits the allegations contained in paragraph 5 of the Opposition.

6. Applicant denies the allegations contained in paragraph 6 of the Opposition.

7. Applicant denies the allegations contained in paragraph 7 of the Opposition, and refers to the referenced statute for its terms.

8. Applicant denies the allegations contained in paragraph 8 of the Opposition.

AFFIRMATIVE DEFENSES

9. Opposer's Notice of Opposition fails to state a claim upon which relief can be granted.

10. Opposer's claims in Opposer's Notice of Opposition are barred under the doctrine of estoppel.

11. Opposer's claims in Opposer's Notice of Opposition are barred under the doctrine of laches.

12. Opposer's claims in Opposer's Notice of Opposition are barred by waiver.

13. Opposer's claims in Opposer's Notice of Opposition are barred by acquiescence.

14. Opposer is barred from asserting the claims in Opposer's Notice of Opposition by reason of its unclean hands.

15. Opposer lacks standing to bring the claims in Opposer's Notice of Opposition.

16. Upon information and belief, Opposer has abandoned any alleged use of or intention to use the MONKEY GRIP trademark.

Wherefore, the Applicant respectfully requests that the Notice of Opposition be dismissed, and Applicant be granted such other and further relief deemed appropriate.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication, or credit any over-payment to Deposit Account No. 502892.

Respectfully submitted,



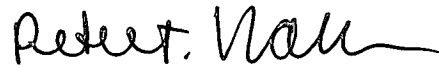
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Certificate of Mailing

I hereby certify that this Answer to Notice of Opposition - Opposition No. 91173376, is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

on November 6, 2006.



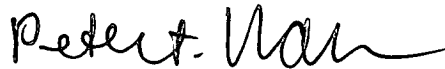
Peter J. Vranum

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing Answer to Notice of Opposition - Opposition No. 91173376 was served upon the attorneys of record for Petitioner on this day, by depositing the same as first class mail, postage prepaid, in an envelope addressed as follows:

Douglas R. Wolf, Esq.
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Federal Reserve Plaza
Boston, MA 02210

Date: November 6, 2006



Peter J. Vranum